



AGENDA COVER MEMO

Memo Date: December 18, 2023
First Public Hearing/Order Date: November 28, 2023
Final Public Hearing/Order Date: January 9, 2024

TO: Lane County Board of Commissioners

DEPARTMENT: Public Works, Land Management Division

PRESENTED BY: Rachel Serslev, Senior Planner

AGENDA ITEM TITLE: **PUBLIC HEARING / Order No. 24-01-09-___/** In the Matter of Setting an Election on the Formation of the Row River Rural Fire Protection District for May 21, 2024.

I. RECOMMENDED MOTION

Move to adopt an Order to set an election on the formation of the Row River Rural Fire Protection District for May 21, 2024 (**Attachment 1**).

II. AGENDA ITEM SUMMARY

The Board of County Commissioners (Board) is being asked to set an election on the forming of the Row River Rural Fire Protection District (RFPD). At a public hearing on November 28, 2023, the Board passed Order No. 23-11-28-13 that approved a request for formation of the Row River RFPD and set this second and final hearing for January 9, 2024, as required by Oregon Revised Statute (ORS) 198.810.

III. BACKGROUND/IMPLICATIONS OF ACTION

A. Board Action and Other History

In 2007, Senate Bill 417 transferred the responsibility for processing special district boundary changes from the Local Government Boundary Commission (previously enabled under ORS Chapter 199) to Lane County under ORS Chapter 198. On December 12, 2007, the Board adopted Order 07-12-12-19 that provides guidance for processing boundary change applications pursuant to ORS 198.

On August 10, 2023, the Lane County Clerk approved a petition for the formation of Row River RFPD for circulation and the collection of signatures. On October 9, 2023, the County Clerk certified that the requisite number of voters have signed the petition and, on

this same date, forwarded the application materials to the Director of the Land Management Division for land use review.

On November 28, 2023, the Board held a first public hearing on the formation of the Row River RFPD. The Board passed Order No. 23-11-28-13 that approved a request for formation of the district and set this second and final hearing for January 9, 2024.

Legal Notice and Postings

On December 20, 2023, staff posted a public hearing notice in three separate public locations at least 15 days in advance of the hearing. Specifically, the notice is to be posted at the entrance to Harris Hall at the Lane County Public Service Building, at 125 E 8th Ave, Eugene, and at Cottage Grove City Hall, at 400 E Main Street, Cottage Grove. On December 15, 2023, staff submitted a request to the Register Guard to publish legal notice of the hearing on December 22, 2023, and January 4, 2024, at least 15 and 5 days prior to the public hearing.

B. Policy Issues

This petition was initiated pursuant to ORS 198.715 for formation of a new special district. Formation of a new special district requires at least one public hearing be held and an election may be held on formation of the district if requested by 15 percent of the electors or 100 electors, whichever is greater. The petitioner initiated the petition process and provided signatures from 133 registered voters out of 889 registered voters within the district, which meets the threshold for number of required signatures pursuant to ORS 198.755(1)(a). While ORS 198.810 provides for a process in which the election may not need to be called, the presence of a permanent proposed operating tax limit for this district will require an election to occur pursuant to ORS 198.810(4)(a).

C. Board Goals

The Board's adopted 2018-2021 Strategic Plan states that Strategic Priority 1 is to have a Safe, Healthy County, and that the County will focus on improving access to resources that promote health and safety. Creation of a new fire district to serve residents living in the Row River area advances this priority by ensuring adequate fire protection services are provided efficiently to the proposed service area for the safety of its residents.

D. Financial and/or Resource Considerations

To defray costs related to the processing of this formation request, the applicant has paid the district formation fee of \$11,930, and an election deposit of \$100, required by law. If the new district is formed, taxes will be levied and directed to the Row River RFPD.

E. Health Implications

The primary health implication relates to fire hazard response and medical response in the area proposed to receive service from the formation of the Row River RFPD, which is

currently not within the boundaries of a fire district. South Lane Fire and Rescue provides emergency medical services to the Row River community and provides suppression contracts with individual property owners. However, the response times for both medical and fire suppression services exceed the National Fire Protections Association response time standards. Formation of a new fire district for this specific area will enable better medical and fire protection services, resulting in increased safety for residents.

F. Analysis

The Board is being asked to set an election on the formation of the Row River RFPD. An election may be held on formation of a district if requested by 15 percent of the electors or 100 electors, whichever is greater. The petitioner initiated the petition process and provided signatures from 133 registered voters out of 889 registered voters within the district, which meets the threshold for number of required signatures pursuant to ORS 198.755(1)(a). While ORS 198.810 provides for a process in which the election may not need to be called, the presence of a permanent proposed operating tax limit for this district will require an election to occur pursuant to ORS 198.810(4)(a).

Referral Comments Received

Prior to the first hearing on this matter, on November 28, 2023, over 20 letters of support for formation of the Row River RFPD were received. They are provided as **Attachment 2** of this memo. No comments have been received at the time of completion of this memo. Any written materials or testimony received prior to the hearing will be provided to the Board at the public hearing.

IV. ACTION

Option 1: Adopt Order 24-01-09-____ to set an election on the formation of the Row River Rural Fire Protection District for November 7, 2023 (**Attachment 1**).

Option 2: Modify the request for election, revise the Order as directed by the Board, and return for approval of the revised Order on a date certain set by the Board.

Option 3: Deny Order 24-01-09-____ to set an election on the formation of the Row River Rural Fire Protection District.

V. RECOMMENDATION

Staff recommends **Option 1**.

VI. TIMING/IMPLEMENTATION

After gathering testimony and considering written submittals from interested parties at the second/final public hearing, if the Order is passed, the question of forming the Row River RFPD will be put on the May 21, 2024, ballot. After the results of the election are certified to the Board, an order declaring the outcome of the election to form or not form the district

will be issued.

VII. FOLLOW-UP

If the Board Order is adopted, notice of action will be provided to all parties who submitted testimony. Should the Board choose **Option 2 or 3**, an Order with findings setting forth the Board's reasons for modifying or denying the proposal would be prepared and returned to the Board for adoption on a date certain.

VIII. ATTACHMENTS

1. Order No. 24-01-09-__ (2 pages)
Exhibit A: Draft Ballot Language
2. Public comment received prior to November 28, 2023

BEFORE THE BOARD OF COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO: 24-01-09-27

In the Matter of Setting an Election on the Formation of the Row River Rural Fire Protection District for May 21, 2024.

WHEREAS, a petition initiating the formation of the Row River Rural Fire Protection District was filed with Lane County on August 10, 2023, in accordance with ORS 198.750; and

WHEREAS, On October 9, 2023, the County Clerk certified that the requisite number of voters signed the petition, in accordance with ORS 198.755(1)(a); and

WHEREAS, the name of the proposed special district shall be the Row River Rural Fire Protection District and the description of the boundaries shall be as set out in the attached **Exhibit “A”** which is incorporated herein by this reference; and

WHEREAS, the proposed district formation includes a proposed permanent operating tax rate requiring an election be held, in accordance with ORS 198.810(4); and

WHEREAS, legal notice was provided on December 22, 2023 and January 4, 2024, for a January 9, 2024, public hearing; and

WHEREAS, the Board of County Commissioners conducted a public hearing on January 9, 2024, to receive and consider both oral and written testimony, and to consider setting an election on the formation of the district.

NOW, THEREFORE, the Board of County Commissioners of Lane County **ORDERS** as follows:

1. Pursuant to ORS 198.810, the Board of Commissioners orders that the question of formation due to the presence of a proposed permanent operating tax be placed before the voters.
2. An election will be held on the formation of the Row River Rural Fire Protection District on May 21, 2024, using the ballot language attached as **Exhibit “B”** which is incorporated herein by this reference. Proper notice of the election shall occur pursuant to Oregon state law. At this election, members of the district board will also be voted for.
3. The County Clerk shall include with the ballot for the election a map or other description of the boundaries of the proposed district using streets and other generally recognized features and a statement of the permanent rate, if any, proposed for the district in the petition for formation.

ADOPTED this 9th day of January, 2024.

Chair
Lane County Board of Commissioners

LEGAL DESCRIPTION
September 20, 2023

The entirety of the Row River Water District as exists September 19, 2023, all in Lane County, Oregon.

ALSO: BAP 269.00 ft m/l S of NW cor S04 T21S R02W WM also the existing bndy South Lane Rural Fire Protection District and Co Rd No. 1279 (aka Shoreview Drive, varying widths), in Lane County, OR;

th lvg sd rd r/w and alg sd FD bndy 3,700.00 ft m/l to SW cor SW ¼ NW ¼ sd S04;

th lvg sd FD bndy alg S li sd ¼ li E 2,645.00 ft m/l to SE cor sd ¼ also being Row River Water District bndy;

th alg sd WD bndy N 175.00 ft m/l to S r/w sd Co Rd No 1279;

th contg alg sd WD bndy and sd r/w to the pt sd WD bndy intersects with Reservoir Bndy;

th contg alg sd r/w and Reservoir Bndy NWly to the POB, all in Lane County, OR.

ALSO: BAP W 229.84 ft m/l from SE cor S04 T21S R04W WM, also being on the Row River Water District bndy, all in Lane County OR;

th alg sd WD bndy NEly 156.00 ft m/l tap;

th alg sd WD bndy NEly 40.00 ft m/l tap;

th contg alg sd WD bndy NWly 60.00 ft m/l tap;

th contg alg sd WD bndy NWly 85.00 ft m/l tap;

th contg alg sd WD bndy NWly 110.00 ft m/l tap;

th contg alg sd WD bndy NWly 80.00 ft m/l tap;

th contg alg sd WD bndy N44°01'29"W 163.95 ft m/l to S r/w County Road No. 30 (aka Shoreview Dr, varying widths);

th alg sd WD bndy and sd r/w NWly 1,653.00 ft m/l tap;

th lvg sd WD bndy and sd r/w S 653.73 ft m/l tap;

th E 545.00 ft m/l to the intersection with BLM Rd 21-2-4 tap;

th alg sd r/w SWly 2,600.00 ft m/l to S sec li sd S04;

th E alg sd sec li 2,610.00 ft m/l to SE cor sd S04 to the POB, all in Lane County, OR.

ALSO: Beg at NE cor NW ¼ NW ¼ S10 T21S R01W WM, also being the Row River Water District bndy, in Lane County, OR;

th alg sd WD bndy and N li sd sec ¼ W 450.00 ft m/l tap, also being the E r/w Lane County Rd No. 30 (aka Shore View Drive, varying widths);

th alg sd WD bndy and SEly 1,156.00 ft m/l tap;

th alg sd WD bndy and sd r/w N00°56'20"e 215.00 ft m/l tap;

th N22°04'W 767.06 ft m/l to the POB, all in Lane County, OR.

ALSO: BAP 300.00 ft m/l E of the NW cor SE ¼ NW ¼ S10 T21S R02W WM, also being the Row River Water District bndy, in Lane County, OR.

th alg sd WD bndy N 100.00 ft m/l tap;

th alg sd WD bndy NEly 220.00 ft m/l to the E r/w County Rd No 283 (aka Row River Rd, varying widths);

th lvg sd WD bndy and contg alg sd Ely r/w 565.00 ft m/l tap;

th contg alg sd r/w Nly 65.00 ft m/l tap;

th contg alg sd r/w Ely 770.00 ft m/l tap;

th cont alg sd r/w SEly 84.00 ft m/l tap;

th contg alg sd r/w NEly 160.00 ft m/l tap;

th contg alg sd r/w SWly 55.00 ft m/l tap, also being sd WD bndy;

th alg sd WD bndy S40°48'30"W 885.00 ft m/l tap;

th alg sd WD bndy S89°23'10"W 200.00 ft m/l tap;

th alg sd WD bndy N00°56'20"E 200.00 ft m/l tap;

th alg sd WD bndy N89°23'10"E 200.00 ft m/l tap;

th alg sd WD bndy N00°56'20"E 910.00 ft m/l to W li sd r/w;

th alg sd WD bndy and sd W r/w NWly 100.00 ft tap;

th lvy sd r/w and alg sd WD bndy S88°44'15"W 190.00 ft m/l to the POB, all in Lane County, OR.

ALSO: BAP N14°W 188.32 ft m/l from SE cor PP1997-P1040 parcel 1 S14 T21S R02W WM, also being the Row River Water District bndy, Lane County, OR;

th alg sd WD bndy and partition plat N14°W 137.29 ft m/l tap;

th alg sd WD bndy N68°58'E 209.50 ft m/l to the W r/w Co Rd 1279;

th alg sd r/w SEly 170.00 ft m/l tap;

th lvg sd r/w and WD bndy S35°54'E 169.92 ft m/l tap;

th NWly 174.78 ft m/l to the POB, all in Lane County OR.

ALSO: BAP 990.00 ft m/l E of the ¼ cor S24 T21S R02W WM, also being the Row River Water District bndy, Lane County, OR;

th alg sd WD bndy N89°18'00"E 990.00 ft m/l tap;

th lvg sd WD bndy and ¼ sec li S 2,608.29 ft m/l to S sec li sd S24 tap;

th alg sd S sec li S89°54'42"W 990.00 ft m/l tap;

th lvg sd S sec li N00°21'44"W 2,598.32 ft m/l to the POB, all in Lane County, OR.

ALSO: BAP NWly 289.00 ft m/l and N89°30'W 200.00 ft m/l from the intersection of S r/w li Co Rd No. 1009 (aka Row River Rd, varying widths) and E ¼ sec li SW ¼ SW ¼ S31 T21S R01W WM, also being the Row River Water District bndy, Lane County, OR;

th alg sd WD bndy SWly 240.00 ft m/l tap;

th lvg sd WD bndy S 84.40 ft m/l tap;

th E 46.70 ft m/l tap;

th S 100.00 ft m/l tap;

th N81°E 180.00 ft m/l tap;

th N 154.00 ft m/l tap;

th SEly 50.00 ft m/l tap;

th NEly 70.00 ft m/l to the POB, all in Lane County, OR.

ALSO: BAP 85.00 ft m/l W from intersection of Co Rd No 1009 (aka Row River Rd, varying widths) and the E ¼ sec li SW ¼ NE ¼ T21S R01W WM, also being on the Row River Water District bndy, Lane County, OR;

th alg sd r/w and WD bndy N74°W 141.00 ft m/l tap;

th lvg sd r/w and WD bndy S 115.00 ft m/l tap;

th N86°E 247.00 ft m/l tap;

th N12°E 70.00 ft m/l to the POB, all in Lane County, OR.

ALSO: BAP on the N Sec li S05 T22S R01W WM and the intersection with the r/w of County Road No. 679 (aka Sharps Creek Rd, varying widths);

th Sly through sd S05 the entirety sd rd r/w to the S sec li sd S05, also the N sec li S08 sd T/R;

th SWly through sd N sec li S08 the entirety sd rd r/w to the E sec li sd S07, also the W sec li S09 sd T/R;

th lvy sd r/w alg sd W sec li S 1,275.00 ft m/l tap;

th W 1,320.00 ft m/l tap;

th N 750.00 ft m/l to sd r/w in its entirety;

th contg through sd S09 SWly the entirety of sd r/w to it intersection with the S sec li sd S09, also being the N sec li S16 sd T/R;

th through sd S16 SWly the entirety of sd r/w to it intersection with the E sec li sd S16, also being the W sec li S15 sd T/R;

th contg SEly the entirety of sd r/w N li SW ¼ sd S15;

th alg sd ¼ li Wly 1,450.00 ft m/l tap;

th Sly 850.00 ft m/l tap;

th Ely 1,540.00 ft m/l to sd r/w in its entirety;

th Nly through Sec 15, 16, 09, and 08 the entirety of sd r/w to the POB in S08, all in Lane County, OR.

ALSO: BAP 541.00 ft m/l from the sec c/li S35 T21S R01W WM, sd pt being S r/w Co Rd No 1089 (aka Frank Brice Creek Rd, varying width), also being Row River Water District bndy;

th lvg sd r/w and alg sd WD bndy Sly 105.00 ft m/l tap;

th lvg sd WD bndy S83°52'E 540.00 ft m/l tap;

th S62°35'E 588.60 ft m/l tap;

th S57°13'E 231.50 ft m/l tap;

th S48°15'W 288.00 ft m/l tap;

th S22°42'E 199.30 ft m/l tap:

th S30°54'E 207.00 ft m/l tap;

th S37°41'E 50.00 ft m/l tap;

th S31°37'E 176.30 ft m/l tap;

th S57°15'E 98.00 ft m/l tap;

th S00°37'02"E 265.00 ft m/l to S sec li sd S35;

th alg sd S sec li E 208.00 ft to SE S li, sd S35, also SW cor S36 and the N sec li S2 T22S R02W WM;

th alg sd N sec li sd S02 E 620.00 ft m/l tap;

th S55°E 685.00 ft m/l tap;

th N51°E 197.00 ft m/l tap;

th SEly 49.00 ft m/l to tap;

th N 130.00 ft m/l to the r/w of sd Co Rd No 1089, also being E sec li sd S01 and W sec li S01 sd T/R;

th alg sd r/w SEly 145.00 ft m/l tap;

th lvg sd r/w SWly 165.00 ft m/l tap on sd W li S01;

th alg sd sec li Sly 10.00 ft m/l tap;

th lvg sd sec li SWly 835.00 ft m/l tap;

th NEly 650.00 ft m/l to sd r/w;

th alg sd r/w SEly 875.00 ft m/l to N li SW ¼ NW ¼ sd S01;

th Wly alg sd $\frac{1}{4}$ li W 113.74 ft m/l to a tap;

th lvg sd $\frac{1}{4}$ li SWly 240.00 ft m/l tap;

th NEly 192.35 ft m/l to sd r/w;

th alg sd r/w 2,739.00 ft m/l tap;

th lvg sd r/w N65°E 174.00 ft m/l tap;

th N04°20'E 335.00 ft m/l tap;

th S42°36'43"W 174.50 ft m/l tap;

th N20°52'56"W 175.77 ft m/l tap;

th NWly 243.88 ft m/l tap;

th NEly 1,394.80 ft m/l tap;

th SWly 60.00 ft m/l tap;

th NEly 339.00 ft m/l tap;

th NWly 165.00 ft m/l tap;

th N09°30'20"E 65.00 ft m/l tap;

th NWly 275.55 ft m/l tap;

th NEly 130.50 ft m/l tap;

th SWly 167.23 ft m/l tap;

th NWly 221.00 ft m/l tap;

th S 362.76 ft m/l tap;

th W 185.32 ft m/l to E r/w sd Co Rd;

th alg sd E r/w to intersection W sec li sd S01;

th lvy sd r/w N 118.00 ft m/l to N sec li sd S01, also being S sec li sd S36 T21S R01W;

th alg sd sec li S36 Ely 110.00 ft m/l tap;

th N 40.00 ft m/l tap;

th Nly 10.00 ft m/l tap on Old Bryce Creek c/li;
th NWly 2,020.00 ft m/l alg sd rd c/li tap;
th alg sd rd c/l NWly 325.00 ft m/l tap;
th NWly 250.00 ft m/l tap;
th alg sd rd c/li NWly 720.00 ft m/l to W sec li sd S36, also being E sec li sd S35;
th N alg sd E sec li 690.00 ft m/l to c/li sd S35, also being sd WD bndy;
th alg sd WD bndy and sd sec c/l Wly 899.00 ft m/l to the W r/w sd co rd 1089;
th alg sd WD bndy SWly through sd S35 to the the intersection with the S r/w li sd co rd;
th alg sd WD bndy and sd r/w 100.00 ft m/l being the POB, all in Lane County, OR.

ALSO: BAP 646 m/l N00°14'30"E of SE cor SW ¼ NE ¼ S35 T21S R01W WM, also being the N r/w of Lane County Rd No. 407 (aka Lower Brice Creek Rd, varying widths), also being the Row River Water District bndy, in Lane County, OR;

th contg alg sd r/w SWly 1,125 ft m/l tap, also being sd WD bndy;
th contg alg sd WD bndy SEly 50 ft m/l to the E r/w of sd County Rd;
th lvg sd WD bndy NEly 1,070 ft m/l along sd r/w tap on sd WD bndy;
th alg sd WD bndy Nly 40 ft m/l to POB, all in Lane County, OR.

ALSO: BAP 1,340.00 ft m/l W of ¼ cor S32 T21S R01W WM, Lane County, OR;
th alg sd sec c/li Wly 1,340.00 ft m/l to a 1¾" iron pin and the approximate c/li sd sec;
th contg alg sd c/li Wly 1,299.91 ft m/l to a 2" iron pin, also being on the Row River Water District bndy;
th SWly alg sd WD bndy to its intersection wi the N/S c/li sd S32, also being the S r/w of OP&E railroad;
th contg alg sd WD bndy and railroad r/w to a pt on the S r/w of Booth Kelly Rd;
th lvg sd rd r/w Nly to the POB, all in Lane County, OR.

ALSO: Beg at the NW cor L Van Arburg DLC 37 S19 T21S R01W WM, also being the Row River Water District bndy and W r/w Lane County Rd No. 1009 (aka Row River Road, varying widths), Lane County, OR;

th lvg sd rd r/w and alg sd WD bndy N88°17'36"W 360.00 ft j/l to the W r/w Cedar Creek Logging Rd;

th lvg sd WD bndy and alg sd Cedar Creek Logging Rd r/w Sly 2,300.00 ft m/l to NE ¼ li sd S30;

th E 20.00 ft m/l tap;

th S22°17'W 264.30 ft m/l tap;

th S15°12'E 476.00 ft m/l tap;

th Sly 134.54 ft m/l tap;

th S11°47'W 302.59 ft m/l tap;

th SWly 92.07 ft m/l tap;

th Sly 146.76 ft m/l tap;

th S23°58'E 191.15 ft m/l tap;

th S14°02'E 603.35 ft m/l tap;

th S11°25'E 333.06 ft m/l tap;

th S24°28'E 249.00 ft m/l tap;

th Sly 180.50 ft m/l tap;

th S60°00'W 556.00 ft m/l tap;

th N19°40'W 520.00 ft m/l tap;

th N21°31'W 599.00 ft to the E r/w Oregon Pacific and Eastern RR;

th alg sd RR r/w 185.00 ft m/l to tap;

th S87°36'27"W 110.00 ft m/l to E r/w sd Rd 1009, also being sd WD bndy;

th Nly alg sd r/w and WD bndy to the POB, being the NW cor L Van Arbury DLC 37; all in Lane County, OR.

ALSO: BAP Sly 360 ft m/l of SSE COR T MCMURRAY DLC 45 on the southern border of the Oregon & Eastern Railway r/w;

th Nly 1,590 ft m/l tap also being the border of the South Lane Rural Fire Protection District;

th contg S89°45'78"E 170 ft m/l tap;

th contg S00°08'17"W 1,368.73 ft m/l tap;

th contg N63°12'20"E 62.31 ft m/l tap;

th contg N00°08'17"E 1,358.12 ft m/l tap;

th contg S89°45'28"E 170 ft m/l tap;

th contg Nly 990 ft m/l to the N sec li sd S33 also, being the S sec li S28 sd T/R;

th contg Ely 2,980 ft m/l to the NE sec cor sd S33, also being the SE cor sd S27;

th contg Nly 1,340 ft m/l to the NW cor of SW ¼ SW ¼ sd S27;

th lvg sd fire district boundary Ely 1,330 ft m/l to the NE cor of SW ¼ SW ¼ sd S27;

th Nly 660 ft m/l tap;

th Ely 720 ft m/l tap;

th Ely 660 ft m/l tap;

th Ely 620 ft m/l to the NE cor of NE ¼ SW ¼ sd S27;

th Nly 1,330 ft m/l NW cor of SW ¼ NE ¼ sd S27;

th Ely 1,340 ft m/l to the NE cor of SW ¼ NE ¼ sd S27;

th Sly 1,330 ft m/l the SE cor of SW ¼ NE ¼ sd S27;

th Ely 1,340 ft m/l to the NE cor of NE ¼ SE ¼ sd S27, also being a found stone;

th Sly 1,320 ft m/l to the SE cor of NE ¼ SE ¼ sd S27;

th Wly 1,330 ft m/l to the SW cor of NE ¼ SE ¼ sd S27;

th Sly 1,340 ft m/l to the SE cor of SW ¼ SE ¼ sd S27;

th Wly 1,020 ft m/l to the east r/w of Co Rd #565 (aka Rat Creek Rd, varying widths);

th contg southerly 2,280 ft m/l tap;

th lvg sd r/w S82°23'08"E 262.9 2ft m/l tap;
th S47°50'49"E 289.01 ft m/l tap;
th S12°57'01"W 18.51 ft m/l tap;
th S35°43'48"E 101.1 5ft m/l tap;
th S77°47'14"E 76.39 ft m/l tap;
th S49°01'35"E 195.01 ft m/l tap;
th S57°48'07"E 179.37 ft m/l tap;
th S59°59'34"E 417.93 ft m/l tap;
th Sly 1042 ft m/l to the SE cor of NW ¼ SE ¼ sd S34;
th S19°41'14"W 351.98 ft m/l tap;
th S35°26'14"W 404.96 ft m/l tap;
th east 537 ft m/l tap;
th S34°09'09"E 263.24 ft m/l tap;
th S60°47"W 169.32 ft m/l tap;
th south 359.53 ft to the north r/w of Dorena Mountain Rd, varying widths;
th contg easterly 960 ft m/l to the terminus of sd r/w;
th contg southerly 60 ft m/l tap;
th lvg sd r/w east 106.04 ft to the E sec li sd S03, also being the W sec li S02 sd T/R;
th lvg sd W Sec li easterly 50 ft m/l tap;
th alg a curve to the right (long chord 110ft N38°57'59"E) 171 ft m/l tap;
th northerly 21 ft m/l to the N sec li S02, also being the S sec li S 35 sd T/R;
th lvg sd S Sec li N12°04'01"W 485 ft m/l tap;
th E 360.99 ft m/l tap;
th N01°22'07"E 836.09 ft m/l tap;
th Ely 886 ft m/l to the NE cor of SW ¼ SW ¼ sd S35;

th Sly 1,330 ft m/l to the SE cor of SW $\frac{1}{4}$ SW $\frac{1}{4}$ sd S35;

th Ely 2,554 ft m/l to the NE cor of NW $\frac{1}{4}$ NE $\frac{1}{4}$ sd S02;

th Sly 1,313 ft m/l to the SE cor of NW $\frac{1}{4}$ NE $\frac{1}{4}$ sd S02;

th Wly 689 ft m/l tap;

th SWly 3,079 ft m/l to the N r/w of Co Rd No. 30 (aka Row River Rd, varying widths);

th contg SEly 824ft m/l to the N r/w of Smith Creek Rd, varying widths;

th lvg sd r/w NEly 5,238 ft m/l to the terminus of sd r/w;

th Ely 50 ft m/l to the E of sd r/w tap;

th lvg sd r/w N32°38'E 176.40 ft m/l tap;

th S69°17'30"E 111.26 ft m/l tap;

th S14°4'9"W 119.02 ft m/l tap;

th Wly 20 ft m/l tap;

th S23°15'W 288 ft m/l tap;

th Wly 150 ft m/l tap;

th N23°15'E 288 ft to the E r/w of Smith Creek Rd, varying widths;

th contg SWly 1,350 ft m/l tap;

th lvg sd r/w Sly 330 ft m/l tap;

th Wly 264 ft to the SW cor of NW $\frac{1}{4}$ SW $\frac{1}{4}$ sd S01;

th Nly 167 ft m/l to the E r/w of Smith Creek Rd, varying widths;

th contg SWly 3,450 ft m/l to the E r/w of Co Rd #30 (aka Row River Rd, varying widths);

th alg sd r/w Sly 1,763 ft m/l tap;

th lvg sd r/w NEly 461 ft m/l tap;

th Sly 868 ft m/l tap;

th Ely 2,651 ft m/l to the E sec li sd S11, also being the W sec li S12 sd T/R;

th contg Sly 115 ft m/l tap;

th lvg sd E sec li S27°11'32"W 2,378.62 ft m/l tap;

th S29°32'30"E 1,986 ft m/l to the S sec li sd S11, also being the N sec li S14 sd T/R;

th contg Ely 672 ft m/l to ENE COR DLC 42;

th S01°06'58"E 1,320 ft m/l tap;

th E 896 ft m/l tap;

th S 1,121.05 ft m/l tap;

th S79°25'30"E 55.02 ft m/l tap;

th S53°52'24"E 190.34 ft m/l tap;

th N88°21'44"E 881.46 ft m/l tap;

th N53°21'20"E 542.85 ft m/l tap;

th S00°53'51"E 317.14 ft m/l tap;

th SWly 713 ft m/l tap;

th alf a curve to the right (long chord 482.50 ft S19°05'19"E) 393.25 ft m/l tap;

th alf a curve to the left (long chord 517.50 ft S15°33'20"E) 479.22 ft m/l tap;

th S12°01'35"W 456 ft m/l tap;

th S77°58'25"E 95 ft m/l tap;

th S12°01'35"W 265 ft m/l tap;

th N77°58'25"W 95 ft m/l tap;

th S12°01'35"W 71.35 ft m/l tap;

th S40°24'56"W 88.09 ft m/l tap;

th SEly 590 ft m/l to the east r/w of Oregon & Eastern Railway, also being the north boundary line of sd water district;

th Wly 95 ft m/l to the west r/w of Oregon & Eastern Railway, also being the north boundary line of sd water district;

th contg NWly 29,328 ft m/l to POB, all in Lane County, OR.

EXCEPT: BAP being US Mon S-3-1 Reset S03 T21S R01W, also being Row River Water District bndy;

th alg sd WD bndy N 160.00 ft m/ tap;

th alg sd WD bndy NWly 550.0 ft m/l to the E sec li S04 sd T/R;

th alg sd WD bndy 5,680.00 ft m/l to US Mon 4-4 S04 sd T/R;

th alg sd WD bndy N00°46'30"E 44.02 ft m/l to US Mon 4-3, also being Reservoir Bndy;

th alg sd WD bndy and Reservoir Bndy N67°16'30"S 821.09 ft m/l to US Mon 4-2;

th alg sd WD bndy and Reservoir Bndy N47°20'W 1,000.00 ft m/l to tap;

th alg sd WD bndy SWly 60.00 ft m/l E r/w Co Rd No. 1279 (aka Shoreview Drive, varying widths);

th alg sd r/w to its intersection wi E sec li SE ¼ sd S04;

th lvg sd r/w N00°46'30"W 638.90 ft m/l tap;

th S86°05'46"E 359.60 ft m/l tap;

th S86°05'36"E 993.28 ft m/l tap;

th S73°18'20"E 1,066.97 ft m/l to US Mon 10 E sec li sd S03;

th S60°50'30"E 420.00 ft m/l to the POB, all in Lane County, OR.

EXCEPT: BAP 729 ft m/l Ely of SW COR DLC 43, also being the W r/w of County Rd No. 1279 aka Shoreview Dr, varying widths);

th alg sd r/w NWly 2,855 ft m/l tap, also being sd WD bndy;

th contg alg sd WD bndy S00°49'15"W 2,080.87 ft m/l tap;

th Ely 2,056 ft m/l to POB, all in Lane County, Or.

EXCEPT: Beg at the SE cor SE ¼ SE ¼ S33 T21S R01W WM, also being on the Row River Water District bndy, in Lane County, OR;

th alg sd WD bndy W 1,065.00 ft m/l to E r/w Co Rd No 1069 (aka Frank Brice Creek Rd, varying widths);

th lvg sd WD bndy NEly alg sd rd 1,070.00 ft m/l to W li sd sec li;

th alg W sec li S01°42'E 645.90 ft m/l to the POB, all in Lane County, OR.

EXCEPT: BAP at the SE cor NE ¼ SW ¼ S34 T21S R01W WM, Lane County, OR;

th S89°07'17"W 2,281.00 ft m/l tap;

th N01°47'03"W 786.92 ft m/l to the S r/w Co Rd No 1089 (aka Frank Brice Creek Rd);

th NEly alg sd r/w N59°41'03"E 1,539.00 ft m/l tap;

th alg a right curve 379.26 ft long curve being 435.07 ft S85°18'58"E tap;

th contg alg S r/w SEly 135.00 ft m/l to its intersection wi E li SE ¼ S34;

th alg sd ¼ li S00°48'31"E 333.01 ft m/l tap;

th contg alg sd ¼ Sly 1,320.00 ft m/l to the POB, all in Lane County, OR.

EXCEPT: Beg at the E c/li S35 T21S R01W WM, also being Row River Water District bndy, Lane County, OR;

th alg sd WD bndy N87°50'53"W 782.63 ft m/l tap;

th NEly 289.00 ft m/l tap;

th N81°20'E 638.38 ft m/l to E sec li sd S35;

th alg sd sec li and sd WD bndy S00°14'30"W 393.90 ft m/l to the POB, all in Lane County, OR.

EXCEPT:

BAP being the NE sec cor S36 T21S R01W WM, also being the Row River Water District bndy, Lane County, OR;

th alg sd WD bndy N sec li sd S36 4,450.00 ft m/l tap;

th contg alg sd WD bndy and sd sec li S 1,610.00 ft m/l to the N r/w vacated Laying Creek Rd;

th Ely alg sd vacated rd 1,790.00 f m/l tap;

th N 205.00 ft m/l tap;

th E 89.00 ft m/l tap;

th S 270.00 ft m/l to the S r/w sd vacated rd;

th alg sd S r/w Wly 2,055 ft m/l tap;

th Sly 30.00 ft m/l to sd WD bndy;

th Ely alg sd WD bndy to sd E sec li;

th contg alg sd WD and sd E sec li Nly 1,345.00 ft m/l to the POB, all in Lane County, OR.

EXCEPT: The SE $\frac{1}{4}$ NE $\frac{1}{4}$ S34 T21S R01W WM, all in Lane County, OR.

EXCEPT : Beg at the NE cor NE $\frac{1}{4}$ S19 T21S R01W WM, also being on the Row River Water District bndy, in Lane County, OR;

th alg sd WD bndy Sly 1,859.00 ft m/l to N li L Van Arbury DLC 37;

th alg sd WD bndy and sd DLC li N88°17'36"W 1,002.45 ft m/l to Cedar Creek Logging Road W r/w;

th alg sd W r/w 2,235.61 ft m/l to the POB, all in Lane County, OR.

Draft Ballot Language

Caption (10 words which reasonably identifies the subject of the measure)

Row River Rural Fire Protection District Formation with permanent tax

Question (20 words which plainly phrases the chief purpose of this measure)

Shall Row River Rural Fire Protection District form with a permanent tax rate of \$2.40/\$1,000 assessed value beginning FY 2024/2025?

Summary (175 words which concisely and impartially summarizes the measure and its major effect)

The Row River Valley, identified as high fire risk, is without Fire and EMS services. Advocates argue there is a need for essential services in this area and are proposing formation of this district to meet said need. The District shall include all unprotected properties north of Dorena Lake beginning near milepost 6.5 of Row River Road, east to the intersection of Brice Creek Road/Layng Creek Road. Then continuing east to milepost 1.5 of Brice Creek Road, and to 40400 Layng Creek Road more or less. And south of Dorena Lake beginning at milepost 2 of Shoreview Drive, east to the intersection of Row River Road, including properties on roads accessed from Shoreview Drive and Row River Road. Formation would occur June 30th, 2024.

Formation of the Row River Rural Fire Protection District with a permanent tax rate of \$2.40 per \$1,000 of assessed value will allow for the new district to serve a currently unserved area with emergency medical and fire protection services. At this election, the proposed district's board shall be voted on.